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| APPLICATION NO.                                 | FILING DATE     | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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| 09/700,949                                      | 02/09/2001      | Anh Si Le            | SPI/HER(4289*120)   | 4810             |
| 23416   | 7590 04/08/2004 |                      | EXAM                | INER             |
| CONNOLLY BOVE LODGE & HUTZ, LLP<br>P O BOX 2207 |                 |                      | CORBIN, ARTHUR L    |                  |
|   | N, DE 19899     |                      | ART UNIT            | PAPER NUMBER     |
|   | ,               |                      | 1761                |                  |

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Please find below and/or attached an Office communication concerning this application or proceeding.



Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office Washington, DC 20231

Paper No.

| complia<br>docum | nt, corre | Notice of Non-Compliant Amendment (37 CFR 1.121)  document filed on   |
|------------------|-----------|---|
|                  | DLLOW     | NG CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT: ndments to the specification:  |
|                  |           | A. Amended paragraph(s) do not include markings.  |
|                  |           | B. New paragraph(s) should not be underlined.  C. Other   |
|                  | 2. Abstr  | A. Not presented on a separate sheet. 37 CFR 1.72.  B. Other  |
|                  | 3. Amer   | ndments to the drawings:  |
| R                | 4. Amer   | A. A complete listing of <u>all</u> of the claims is not present.  B. The listing of claims does not include the text of all claims (incl. withdrawn claims)  C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.  D. The claims of this amendment paper have not been presented in ascending numerical order.  E. Other: |
| For furth        | er explai | nation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at   |

http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION, and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment

July 22, 2003 (rev.)